
Council

OPEN MINUTES

Minutes of an extraordinary meeting of Council held in the Council Chambers, 126-148 Oxford St, Levin on Wednesday 29 June 2022 at 3:00 pm.

PRESENT

Mayor	B P Wanden	(Via Zoom)
Deputy Mayor	Deputy Mayor J F G Mason	(Chair of this meeting)
Councillors	Cr D A Allan	
	Cr W E R Bishop	
	Cr R J Brannigan	
	Cr T N Isaacs	
	Cr S J R Jennings	
	Cr V M Kaye-Simmons	
	Cr R R Ketu	
	Cr C B Mitchell	
	Cr P Tukapua	

IN ATTENDANCE

	Mrs M Davidson	Chief Executive Officer
	Mrs A Huria	Business Performance Manager
	Mrs J Straker	Group Manager Business
	Mr D McCorkindale	Group Manager Customer & Strategy
	Mrs L Slade	Group Manager People & Culture
	Mr B Harvey	Group Manager Communities and Partnerships
	Mr B Maguire	Group Manager Infrastructure Development
	Mr B Blyton	Procurement Advisor
	Mr G Rowse	Principle Advisor – Democracy
Meeting Secretary	Miss J Lygo	Democracy Support Officer

Mayor Bernie vacated the chair.
Cr Ketu opened with a Karakia
Councils Waiata group opened the meeting with a waiata.

1 Apologies

There were none.

The Mayor attended this meeting via zoom. Due to the difficulties in chairing meeting while attending remotely, the Mayor has vacated the chair. Deputy Mayor Mason chaired this meeting.

Cr Allan was nominated as chair of the meeting. There being no further nominations, the Cr Allan was deemed elected and took the chair.

2 Public Participation

Name	Item/Topic
Mr Charles Rudd	Item 8.1 – Proposed Plan Change 4: Tara-Ika Growth Area – Adoption of Decision of the Independent Hearings Panel.

3 Late Items

MOVED by Cr Allan, seconded Cr Jennings:

That late item A1 - Ōtaki to North Levin Highway - Letter of Endorsement on Detailed Business Case be accepted.

CARRIED

4 Declaration of Interest

Deputy Mayor Mason, Councillor Jennings and Councillor Bishop declared a conflict of interest in item 8.1 - Proposed Plan Change 4: Tara-Ika Growth Area – Adoption of Decision of the Independent Hearings Panel.

5 Proceedings of Committees

There were none.

6 Executive

6.1 Adoption of Rates Resolution for year ending 30 June 2023

1. Purpose

The purpose of this report is for the Horowhenua District Council (Council) to formally adopt the Rates Resolution for the year ending 30 June 2023.

Having adopted the Annual Plan 2022/2023 containing the Funding Impact Statement at the Council meeting on 22 June 2022, Council is now required to formally adopt the Rates Resolution.

Resolution Number CO/2022/1

MOVED by Cr Allan, seconded Cr Bishop:

That Report 22/307 Adoption of Rates Resolution for year ending 30 June 2023 be received. That this matter or decision be recognised as not significant in terms of s76 of the Local Government Act 2002.

CARRIED

Resolution Number CO/2022/2

MOVED by Cr Allan, seconded Cr Kaye-Simmons:

1. That the Horowhenua District Council sets the following rates under the Local Government (Rating) Act 2002, on rating units in the district for the financial year commencing 1 July 2022 and ending on 30 June 2023.
 - (a) **General Rates**

A general rate set under section 13 of the Local Government (Rating) Act 2002 made on every rating unit, set on a differential basis as described below:

 - A rate of \$0.00166329 (GST Inclusive) of land value on every rating unit in the "Farming" category
 - A rate of \$0.00332658 (GST Inclusive) of land value on every rating unit in the "District wide" category
 - (b) **Land Transport (Roading) Rate**

A targeted Land Transport rate of \$0.00048644 (GST Inclusive) of capital value set under section 16 of the Local Government (Rating) Act 2002 made on every rating unit.
 - (c) **Stormwater Rate**

A targeted Stormwater rate of \$0.00046959 (GST Inclusive) of capital value set under section 16 of the Local Government (Rating) Act 2002 on all "Urban" rating units as outlined in the Funding Impact Statement. These urban areas are shown on the Council's district planning maps available in the Council's district plan.
 - (d) **Community Centre/Library Rate**

A targeted rate set under section 16 of the Local Government (Rating) Act 2002 of \$275.28 (GST Inclusive) on every separately used or inhabited part of a rating unit in the district to fund the provision of Community Centres and Library Services.
 - (e) **Representation and Community Leadership**

A targeted rate set under section 16 of the Local Government (Rating) Act 2002 of \$274.98 (GST Inclusive) on every separately used or inhabited part of a rating unit in the district to fund the Representation and Community Leadership costs.
 - (f) **Solid Waste Disposal Rates**

A targeted rate for solid waste disposal set under section 16 of the Local Government (Rating) Act 2002 to fund the Solid Waste activity costs set on a differential basis as described below:

 - A rate of \$189.31 (GST Inclusive) on every separately used or inhabited part of a rating unit in the "urban" category,
 - A rate of \$127.75 (GST Inclusive) on every separately used or inhabited part of a rating unit in the "rural" category.
 - (g) **Aquatic Centres (Swimming Pool) Rate**

A targeted rate for the provision of swimming pools set under section 16 of the Local Government (Rating) Act 2002 of \$145.04 (GST Inclusive) on every separately used or inhabited part of a rating unit in the district.
 - (h) **Waste Water Disposal Rates**

A targeted rate for sewage disposal set under section 16 of the Local Government (Rating) Act 2002 to fund the Waste water activity costs set on a differential basis as described below:

 - A rate of \$658.22 (GST Inclusive) for any rating unit that is connected to a wastewater network,
 - A rate of \$329.11 (GST Inclusive) for any rating unit that is available to be connected to a wastewater network.
 - (i) **Water Supply Rates**

A targeted rate for water supply set under section 16 of the Local Government

(Rating) Act 2002 to fund the Water Supply activity costs set on a differential basis as described below:

- A rate of \$509.32 (GST Inclusive) for any rating unit that is connected to a water supply network (except for Foxton Beach which has a lower fixed rate to recognise the fact that it has universal water metering. This exception does not apply to the district wide availability differential).
- A rate of \$254.66 (GST Inclusive) for any rating unit that is available to be connected to a water supply network.

For the Foxton Beach water supply network:

- A rate of \$372.73 (GST Inclusive) for any rating unit that is connected to the Foxton Beach water supply network where a water meter is connected.

Targeted rates for water supply set under section 19 of the Local Government (Rating) Act 2002 where a meter is used to measure consumption on the network during the period from 1 July 2022 to 30 June 2023 of:

- \$2.50 (GST Inclusive) per m³ of water consumed in excess of 91m³ per every quarter invoicing period on any rating unit connected to any water supply, except Foxton Beach.
- \$1.25 (GST Inclusive) per m³ of water consumed in excess of 91m³ per every quarter invoicing period on any rating unit connected to the Shannon untreated bore water supply.
- For Foxton Beach Water Supply
 1. **Step 1** - \$1.07 (GST Inclusive) per m³ for the first 50 m³ of water consumed per quarter on any rating unit or separately used or inhabited part of a rating unit connected to the Foxton Beach water supply network during the period from 1 July 2022 to 30 June 2023.
 2. **Step 2** - \$2.15 (GST Inclusive) per m³ for the second 50 m³ of water consumed per quarter in excess of 50 m³ on any rating unit or separately used or inhabited part of a rating unit connected to the Foxton Beach water supply network during the period from 1 July 2022 to 30 June 2023.
 3. **Step 3** - \$3.22 (GST Inclusive) per m³ for the balance of water consumed per quarter in excess of 100 m³ on any rating unit or separately used or inhabited part of a rating unit connected to the Foxton Beach water supply network during the period from 1 July 2022 to 30 June 2023.

DIFFERENTIAL CATEGORIES

That the Horowhenua District Council adopts the following definitions for its differential categories for the 2022/23 financial year.

General Rate

- a. **Farming Category** applies to rating units classified as Farming. These properties will be identified in the District Valuation Roll ("DVR") using the following "property Category" codes from Appendix F of the Rating Valuation Rules 2008(LINZS30300), promulgated by the Valuer General:

- "A" - Arable
- "D" - Dairy
- "F" - Forestry
- "H" - Horticulture
- "P" - Pastoral
- "S" - Specialist livestock

The Farming Category also applies to rating units located outside the urban boundaries, as defined in the Urban Rating Area maps available in the Council Offices, identified as:

- "LB" - Lifestyle Bare

- “LV” - Lifestyle Vacant
- “RB” - Residential Bare
- “RV” - Residential Vacant

The Farming Category has a differential factor of 0.50

- b. **District Wide** - all rating units other than those in the Farming category. This category has a differential factor of 1.

Solid Waste Disposal Rate

- a. **Urban** - all rating units within the towns of Levin, Foxton, Shannon, Tokomaru, Foxton Beach, Waitarere Beach, Hokio Beach, Ohau, Waikawa Beach and Manakau. These urban areas are shown on the district planning maps available in the Council’s District Plan. This category has a differential factor of 80%.
- b. **Rural** - all rating units within the district that are outside the defined “urban” differential described above. This category has a differential factor of 20%.

Wastewater Rate

- a. **Connected Differential**

Council sets a fixed charge rate on all rating units across the District for which connection to a reticulated wastewater disposal system is available. A reticulated wastewater disposal system is available to a rating unit if a lateral/s exists for the purposes of accepting wastewater from the rating unit to the wastewater trunk main, where there is a connection from the land within the rating unit to that lateral/s or trunk main.

Liability for the fixed-sum rate will be assessed on whichever is greater:

- (a) each rating unit, or
- (b) the number of SUIPs of each rating unit, or
- (c) the number of connections of each rating unit.

- b. **Availability Differential**

A fixed charge rate on any rating unit that is not connected to a reticulated wastewater disposal system, but is within 30m of a trunk main that is available to take waste from the rating unit. A reticulated wastewater disposal system is available to a rating unit if a lateral/s exists for the purpose of accepting wastewater from the rating unit to the wastewater trunk main or, if no lateral exists, if Council will allow the rating unit to be connected. This rate is set at 50% of the fixed charge for a connected rating unit.

Water Supply Rate

- a. **Connected Differential**

Council sets a fixed charge rate on all rating units for which connection to a reticulated drinkable water supply is available. This does not include Moutoa, Waikawa, or Kuku schemes, which are not drinkable supplies. A reticulated potable water supply is available to a rating unit if a lateral/s exists for the purpose of delivering water from the trunk main to the rating unit, and there is a connection from the land within the rating unit to that lateral/s or trunk main.

Liability for the rate will be assessed on whichever is the greater of:

- (a) each rating unit, or
- (b) the number of SUIPs of each rating unit, or
- (c) the number of connections of each rating unit.

The Foxton Beach charge is reduced by an allowance to account for the universal metering of Foxton Beach.

- b. **Availability Differential**

A fixed charge rate on any rating unit not connected to, but within 100 metres of a trunk main for a reticulated drinkable water supply that is available to the rating unit.

A reticulated drinkable water supply is available to a rating unit if a lateral/s exists for the purpose of delivering water from the trunk main to the rating unit or, if no lateral exists, if Council will allow the rating unit to be connected. This rate is set at 50% of the fixed charge for a connected rating unit.

3. DUE DATES FOR PAYMENT OF RATES

That all rates (except water-by-meter rates) will be payable in four equal instalments due on:

Instalment	Due dates	Penalty dates
Instalment One	15 September 2022	16 September 2022
Instalment Two	15 December 2022	16 December 2022
Instalment Three	15 March 2023	16 March 2023
Instalment Four	15 June 2023	16 June 2023

Water-by-meter rates due dates 2022-2023		
Area	Water meters read during	Due date
Foxton Beach 6-10, Shannon, Tokomaru	Jul-22	25-Aug-22
	Oct-22	25-Nov-22
	Jan-23	25-Feb-23
	Apr-23	25-May-23
Foxton Beach 1-5, Whirokino	Aug-22	25-Sep-22
	Nov-22	25-Dec-22
	Feb-23	25-Mar-23
Levin, Ohau, Foxton	May-23	25-Jun-23
	Sep-22	25-Oct-22
	Dec-22	25-Jan-22
	Mar-23	25-Apr-23
	Jun-23	25-Jul-23

4. PENALTIES

(a) That the Council authorises the following penalties to be added to rates that are not paid by the due date:

- (i) a charge of 10 percent on so much of each instalment that has been assessed after 1st July 2022 and which is unpaid after the due date of each instalment, to be added to the amount of the unpaid rates on the penalty dates above,
- (ii) a charge of 10 percent on so much of any rates levied before the 1st July 2022 which remain unpaid on 8th July 2022,
- (iii) a further charge of 10 percent on any rates to which a penalty has been added under (ii) above if the rates remain unpaid on 9th January 2023.

(b) That the authority to apply the Council's policy on penalty rates be delegated to the Chief Financial Officer and Financial Services Manager.

5. PAYMENT OF RATES

That property and water rates shall be payable by cash and eftpos at any of the following places:

Levin	Public Office 126 Oxford Street	Mon to Fri	8.00 am to 5.00 pm
Foxton	Te Awahou Nieuwe Stroom 22 Harbour Street	Mon to Fri	8.00 am to 5.00 pm
		Weekends	10.00am to 4.00pm
Shannon	Library/Service Centre Plimmer Terrace	Mon to Fri	10.00 am to 12 noon 1.00 pm to 5.00 pm
		Sat	10.00 am to 12 noon
Tokomaru	Tokomaru Store Tokomaru Road	During store opening hours	

Alternatively, payment of rates can be made to the Council by direct debit, internet banking, automatic payment, telephone transfer or at NZ Post Shops. Credit card payments can only be made through the Council's website, and are subject to a convenience fee.

Where a payment made by a ratepayer is less than the amount now payable, the Council will apply the payment firstly to any arrears from previous years and then proportionately across all current year rates due.

CARRIED

Councillor Ketu recorded his vote against this recommendation.

The Group Manager for Business joined the table speaking to the report summarising the contents and answering questions from Elected Members.

6.2 Local Election Signage Policy 2022 - Additional signage locations in Levin Ward

1. Purpose

The purpose of this report is to consider additional locations for electoral signage within the Levin Ward for the purpose of the 2022 local elections, and any ensuing by-election.

The Group Manager for Business joined the table answering questions from Councillors.

Resolution Number CO/2022/3

MOVED by Cr Jennings, seconded Cr Isaacs:

That Report 22/291 Local Election Signage Policy 2022 - Additional signage locations in Levin Ward be received.

That this matter or decision be recognised as not significant in terms of s76 of the Local Government Act 2002.

CARRIED

Resolution Number CO/2022/4

MOVED by Cr Tukapua, seconded Cr Jennings:

That the Council adopts the *Levin Ward Map 5, Levin Ward Map 6 and Levin Ward Map 7* Levin Ward signage location(s) for inclusion in the Local Election Signage Policy.

CARRIED

6.3 Local Government New Zealand Annual General Meeting 2022 Remits

1. Purpose

To seek direction from Council on which votes are to be cast for the remits at the Local Government New Zealand Annual General Meeting 2022

Resolution Number CO/2022/5

MOVED by Cr Jennings, seconded Cr Allan:

That Report 22/303 Local Government New Zealand Annual General Meeting 2022 Remits be received.

That this matter or decision be recognised as not significant in terms of s76 of the Local Government Act 2002.

That Council authorises the Mayor to vote as the Presiding Delegate in accordance with the votes agreed in this resolution, with the Deputy Mayor authorised to vote in the Mayor's absence as Alternate Delegate.

The Council further appoints the Chief Executive as Alternate Delegate authorised to vote in accordance with this resolution in the absence of both the Mayor and the Deputy Mayor

CARRIED

Resolution Number CO/2022/6

MOVED by Cr Isaacs, seconded Cr Allan:

That Council votes AGAINST (select one) Remit 1, which is:

That LGNZ:

- *Calls on central government to fully and permanently fund free public transport for students, community service card holders, under 25s, and total mobility card holders and their support people.*
- *Joins the Aotearoa Collective for Public Transport Equity (ACPTTE) in support of the Free Fares campaign.*

That Council votes AGAINST (select one) Remit 2, which is:

That LGNZ call for an independent review into the way in which government, through Waka Kotahi, fund transport investments in Aotearoa. This includes funding of new developments and maintenance programmes.

That Council votes AGAINST (select one) Remit 3, which is:

That Local Government New Zealand (LGNZ) implement a nation-wide working group of subject matter experts with the objective of formulating an action plan to effectively enforce the Land Transport Act 1998 and work with police to tackle illegal street racing and the antisocial behaviour associated with it.

That Council votes IN FAVOUR of (select one) Remit 4, which is:

That LGNZ lobby Government to implement an infringement notice regime for general bylaws.

That Council votes IN FAVOUR of (select one) Remit 5, which is:

That LGNZ requests the Government to:

- *Restrict the sale of vaping products to R18 specialist vape stores.*

- *Develop proximity limits to prevent the clustering of vaping product retailers and protect young people.*

CARRIED

The meeting adjourned at 4:13 pm.
The meeting reconvened at 4:17 pm.

Deputy Mayor Mason vacated the and removed herself from the table having declared a conflict of interest in item 8.1. Cr Allan took the chair.

7 Customer and Regulatory Services

7.1 Proposed Plan Change 4: Tara-Ika Growth Area – Adoption of Decision of the Independent Hearings Panel

1. Purpose

To advise Councillors of the Independent Hearings Panel's decision on Proposed Plan Change 4: Tara-Ika Growth Area and of the public notification that must follow the decision. Notifying the decision will trigger the start of the required appeal period.

Resolution Number CO/2022/7

MOVED by Cr Bishop, seconded Cr Brannigan:

That Report 22/272 Proposed Plan Change 4: Tara-Ika Growth Area – Adoption of Decision of the Independent Hearings Panel be received.

That this matter or decision is recognised as not significant in terms of S76 of the Local Government Act.

CARRIED

Resolution Number CO/2022/8

MOVED by Cr Kaye-Simmons, seconded Cr Brannigan:

That the Horowhenua District Council adopts the decision of the Hearings Panel in relation to Proposed Plan Change: Tara-Ika Growth Area and confirms that officers proceed to publicly notify that decision as required under Clauses 10 and 11 of Schedule 1 of the Resource Management Act 1991.

CARRIED

Deputy Mayor Mason resumed in the chair.

8 Strategy and Development

A.1 Ōtaki to North Levin Highway - Letter of Endorsement on Detailed Business Case

1. Purpose

To recommend that Council endorse the Ōtaki to North Levin Highway Detailed Business Case and send the attached letter to Waka Kotahi (New Zealand Transport Agency) to support the Detailed Business Case when it is presented to New Zealand Cabinet for final approval.

The District Plan Lead spoke to this report, providing further information to Councillors, and clarifying that the letter attached is for cabinet.

Resolution Number CO/2022/9

MOVED by Cr Isaacs, seconded Cr Jennings:

That Report Ōtaki to North Levin Highway - Letter of Endorsement on Detailed Business Case be received.

That this matter or decision be recognised as not significant in terms of s76 of the Local Government Act 2002.

CARRIED

Resolution Number CO/2022/10

MOVED by Cr Jennings, seconded Cr Brannigan:

That the Horowhenua District Council endorses the Ō2NL Detailed Business Case and direct Officers to send the attached letter of endorsement to Waka Kotahi prior to the DBC being submitted to Cabinet for final approval.

CARRIED

Councillor Ketu closed the meeting with a Karakia.

4:40 pm

There being no further business, the Chairperson declared the meeting closed.

CONFIRMED AS A TRUE AND CORRECT RECORD
AT A MEETING OF COUNCIL HELD ON

DATE:.....

CHAIRPERSON:.....